

March Court . . . 1729 . . . 242
Richard Coltnay } Soudett Co. vs. Jm. Erice late of Soudett Co. Clauter ad. Dick
Jm. Erice of Soudett Co. vs. Jm. Erice late of Soudett Co. Clauter was
summoned to answer unto Rich. Coltnay of a plea that he tender
unto him thirty five pounds Curt. Money of Pennsylvania or Bills of

Credit which to him he Owe & unjustly Detains &
And Whereupon said Rich. Coltnay by Francis Allen his attly. sheweth that whereas
said Jm. Erice of twenty first day of January Ann. Dom. Seventeen hundred and
twenty six Seven at Soudett within Jm. Erice of this Co. by his certain obligatory
which said Rich. Coltnay with the Seal of said Jm. Erice signed hereinto Co. Brings the
Date whereof is the same day & year did acknowledge himselfe to be bound
unto said Richard in y^e said thirty five pounds Curt. Money of Pennsylvania or
Bills of Credit to be paid unto said Richard when he should be thereunto requi-
red yett said John Erice often required y^e said thirty five pounds Curt. Money of
Pennsylvania or Bills of Credit unto said Richard hath not rendered but the
same to him liberto to tender hath ~~been~~ Damaged & still doth deny and
unjustly Detain Whereupon said Rich. Coltnay saith he is wove & hath Dam-
age to y^e value of twenty pounds Curt. Money of Maryland & thereupon he brings
Suite with this that said Richard will verifie that thirty five pounds Curt.
Money of Pennsylvania or Bills of Credit are Equall in value to thirty five pounds
Curt. Money of Maryland & J. Allen of Quer. Pledges & Jm. Dock Roe

And the sd John Erice in his own proper person comes and defends the true and injury where
he and says that he cannot gainsay the action of the sd Richard, nor but that he Owe the same Richard
the sd thirty five pounds Curt. Money of Pennsylvania but that the writing obligatory of is his deed, nor but that
he Owe the same Richard the sd thirty five pounds in manner and form as the sd Richard above
against him hath Declared

Therefore it is Considered that the sd Richard Coltnay Recover against
the sd John Erice thirty five pounds Curt. money his debt of and his Damages by Reason of
the detaining of the same debt to three hundred & fifteen pounds of to be to
the same Richard of his assent by the Court here ad judged and the sd Jm. Erice in Maryland

J. George Mallester } Comend was given to the Sher. of Soudett Co. that he should take
for Robert Watson } Robert Watson late of Soudett Co. Clauter if he should be found
in his Bailwick & him should safe keep so w^{ch} he might
have his Body before y^e Justices of his Lordships Court
of Soudett to be held at dividing Creek y^e third Tuesday of March then next
to answer unto Jm. Mallester of a plea of trespass upon the Case & Aud that
thereof he should not fail & And the sd Jm. Mallester by Lewis Gale
his attly. declared against said Robt. Watson in y^e plea of a trespass
Soudett vs. Robert Watson late of Soudett Co. Clauter was attached to answer
unto Jm. Mallester of a plea of trespass upon the Case &

And whereupon Jm. Mallester by Lewis Gale his attly. complains that whereas said
Robt. Watson the day of November Seventeen hundred & twenty eight at Soudett Co.
within y^e Jm. Erice of this Court was indebted unto the same Jm. Mallester in the Sum of
Eight hundred & fifty three p^{ts} of l^{bs} as by Act. here with in Court produced
may appear & there of being indebted said Robt. Watson in consideration
there of afterwards to witt the same day & year at y^e Court of Soudett and
(within)